

CRAWFORD COUNTY BOARD OF SUPERVISORS
December 17, 2019

The Crawford County Board of Supervisors met in regular session at the Crawford County Administration Building in Prairie du Chien, Wisconsin on December 17, 2019.

The Board was called to order by Chairman Tom Cornford. Roll was called with all members present. The Chairman led the Board in the Pledge of Allegiance.

RESOLUTION NO. 12-2019

**RESOLUTION COMMENDING AND ACKNOWLEDGING TODD SALMON FOR HIS
EMERGENCY RESPONSE EFFORTS AT THE SCENE OF A VEHICLE ACCIDENT ON
NOVEMBER 18, 2019.**

WHEREAS, the Crawford County Highway Department responds to hazardous and emergency situations throughout the County; and,

WHEREAS, Todd Salmon is a highway patrolman for the Crawford County Highway Department; and,

WHEREAS, on November 18th, 2019, Todd was performing his regular job duties for the highway department, when he came across a one vehicle accident on State Highway 171; and,

WHEREAS, the driver of said vehicle was injured and entrapped inside the vehicle; and,

WHEREAS, Todd attended to and assisted in extricating the injured driver, as well as assisting the responding emergency medical crews, once they arrived on site.

NOW, THEREFORE, BE IT RESOLVED that the Crawford County Board of Supervisors do hereby commend, and publicly acknowledge, the emergency response efforts of Todd Salmon on November 18th, 2019; as well as recognize the Highway Department, and its crew, as an emergency response department.

Adopted this 17th day of December, 2019.

Geri Kozelka, District 1
Henry Esser, District 2
Kersten Rocksvold, District 3
Brad Steiner, District 4

Donald Stirling, District 10
Wayne Jerrett, District 11
Larry Kelley, District 12
Greg Russell, District 13

Duane Rogers, District 5
Carl Orr, District 6
David Olson, District 7
Mary Kuhn, District 8
Wade Dull, District 9

Gari Lorenz, District 14
Gerald Krachey, District 15
Derek Flansburgh, District 16
Thomas Cornford, District 17
Kyle Kozelka, Highway Commissioner

Highway Commissioner, Kyle Kozelka, addressed the Board to honor Todd. The Board and the public present gave a round of applause to Todd to thank him. Todd acknowledged all those that also assisted at the scene.

Motion by Kelley, second by Kuhn to adopt the resolution. Motion carried unanimously.

The meeting was verified as being properly posted.

Motion by Krachey, second by Kuhn to approve the minutes of the previous meeting. Motion carried unanimously.

Chairman Cornford stated that he is appointing Dennis Pelock to the Mississippi River Regional Planning Commission Board and needs the Board approval to do that.

Motion by Olson, second by Dull to approve the appointment of Dennis Pelock to the Mississippi River Regional Planning Commission. Motion carried unanimously.

Lori Bekkum from the Crawford County Community Fund addressed the Board. The fund began in 2008 and this is the tenth year of giving out grant awards. There is a reception following the County Board meeting. Craig Anderson will be presenting the awards. Craig stated that there were 14 applications and 9 grants were approved by the grant committee in the total amount of \$9,000.

- Wauzeka/Steuben School for equipment to improve the Hornet Café - \$1,500
- Mississippi Valley Conservancy-Cardinal Bluff Nature Improvement - \$1,000
- Southwest Tech for gas cards/fuel assistance for students - \$1,000
- Prairie du Chien Historical Society for pillar project at Fort Crawford Museum - \$1,000
- Village of De Soto for improvement to the downtown historic area - \$500
- Coulee Cap for the homeless prevention program - \$1,000
- Village of Gays Mills for hazardous tree replacement - \$1,000
- North Crawford School for improvements to kitchen equipment - \$1,000
- Crawford County Community Co-op for a broadband survey study - \$1,000

RESOLUTION NO. 13-2019

RESOLUTION REGARDING COUNTY HIGHWAY MAINTENANCE DURING THE CALENDAR YEAR 2020

SECTION 1. The County Board of Supervisors of Crawford County, Wisconsin regularly assembled, does hereby resolve that such funds as may be made available to the County for highway work in the year 2020 under the provisions herein appropriated, shall be expended as hereinafter set forth:

SECTION 11. COUNTY TRUNK HIGHWAY ALLOTMENT, WHEREAS, the Department of Transportation has notified the County Clerk that a sum of money estimated to be (\$791,309.47) seven hundred ninety one thousand, three hundred nine dollars and forty-seven cents will become available at the end of the fiscal year under the provisions of Section 83.10 and 20.395 (1)(qb) of the Statutes, for the County Trunk Highway systems in the County, but the actual amount will not be known until the close of the fiscal year ending next June 30.

BE IT RESOLVED that the County Highway Committee is authorized and directed to expend the said sum to the extent required to match and supplement Federal Aid for construction, right-of-way, and other costs on any Federal Projects located on the County Trunk Highway system of said County, which are not recovered from Federal Funds and to expend any balance from constructing, repairing and maintaining such County Trunk Highway system and bridge thereon, including snow and ice removal and control, as directed in Section 83.10 (1) of the Statutes, and to reimburse the general fund for any expenditures that may be made there from pursuant to Section 83.10 (6) of the Statutes. The distribution to such purpose is estimated, but not specifically directed to be as follows:

SECTION 111. WHEREAS, it appears that certain additional highway improvements in the County are necessary and warranted.

BE IT RESOLVED that the County Board does hereby appropriate the following sums for the purpose hereinafter set forth:

For the maintenance of the County Trunk Highway system, the sum of two million, four hundred three thousand, six hundred seventy-three dollars (\$2,403,673.00).

For administration, including salaries, per diem, office and travel expense of the County Highway Committee, and the County Highway Commissioner, his clerks and assistants not paid from construction or maintenance funds. Also included in the administration, the expenses for Patrol Superintendent, mobile radio expenses and General Public Liability Insurance, the sum of two hundred ninety-six thousand, six hundred thirty-one dollars (\$296,631.00).

SECTION 1V. WHEREAS, appropriations are made herein, in addition to the amounts to be received from the State and available work in the County under Section 20.395 of the Statutes.

BE IT RESOLVED that the County Board does hereby levy tax of its property in the County to meet such appropriation as follows:

For the various purposes set forth in Section 111, hereof, the sum two million, seven hundred thousand, three hundred four dollars (\$2,700,304.00).

SECTION V. WHEREAS, the various highway activities for which provisions are made in this resolution are continuous from year to year and the exact costs of any work cannot be known at the time of making the appropriation.

THEREFORE, BE IT RESOLVED that this Board does hereby direct that any balance remaining in any appropriation for a specific highway improvement, after the same shall have been completed, may be used by the County Highway Committee to make up any deficit that may occur in any other provisions are herein made, and any balances remaining at the end of the year in any highway fund shall remain and be available for the same purposes in the ensuing year.

SECTION VI. WHEREAS, the exact amount of the funds that will become available from the State for highway purposes in the County under Section 20.395 of the Statutes will not be known until after next June 30.

BE IT RESOLVED, that the County Treasurer is hereby authorized and directed to make payments for the purposes for which such funds are to be used, as hereinbefore authorized, from any funds in the County Treasury that are not required for the purposes for which appropriated prior to the next August 1st and to reimburse such funds in the County Treasury from the sums received under Section 20.395 of the Statutes.

SECTION VII. WHEREAS, the County Highway Committee and the County Highway Commissioner are charged with the duty and responsibility of carrying out the construction and maintenance of highways for which provisions are made, and other related supervisory and administrative duties.

HIGHWAY COMMITTEE:

Thomas Cornford	Derek Flansburgh
Henry Esser	Gerald Krachey
David Olson	

Motion by Flansburgh, second by Esser to adopt the resolution. Motion carried unanimously.

RESOLUTION NO. 14-2019

RESOLUTION RELATING TO COUNTY BOARD PROCEEDINGS

BE IT RESOLVED that the Crawford County Board of Supervisors of Crawford County in regular session this 17th day of December, 2019, that the proceedings of the Crawford County Board for the year 2020 be published in one newspaper in Crawford County and there shall be seventy-five (75) copies published on book paper in pamphlet form the size and style as former years.

BE IT FURTHER RESOLVED that the page proofs be submitted to the County Clerk for approval before printing and said Clerk is hereby instructed not to accept any pages not printed in clear, legible type.

FINANCE COMMITTEE:

Duane Rogers
Gerald Krachey
Geri Kozelka
Wayne Jerrett
Greg Russell

Motion by Orr, second by Olson to adopt the resolution. Motion carried unanimously.

Chairman Cornford stated we will now consider the Ordinance to Impose a Moratorium on the Expansion and Creation of New Livestock Facility Siting Operations Within the Unincorporated Areas of Crawford County. The Clerk gave the first reading.

ORDINANCE NO. 219-2019

AN ORDINANCE TO IMPOSE A MORATORIUM ON THE EXPANSION AND CREATION OF NEW LIVESTOCK FACILITY SITING OPERATIONS WITHIN THE UNINCORPORATED AREAS OF CRAWFORD COUNTY

The Crawford County Board of Supervisors does ordain as follows:

SECTION 1. PURPOSE

The purpose of this moratorium is to allow Crawford County adequate time to study, review, consider and determine whether amendments to the Livestock Facilities Licensing Ordinance (12.07 Crawford County Code of Ordinances) is required to protect public health, safety, and welfare in Crawford County before large-scale livestock facilities commence or expand in Crawford County.

SECTION 2. AUTHORITY – IMPOSITION OF MORATORIUM

Moratorium Imposed. Pursuant to Sections 59.02(2) and 59.69 of the Wisconsin Statutes, the County Board of Supervisors hereby prohibits the creation, construction, or expansion of any large-scale livestock facilities licensing operations within the unincorporated areas of Crawford County. Further, there is hereby established a temporary stay on the acceptance, review, and approval by County officials, staff, and consultants of any permit applications for livestock facilities licensing operations after the effective date of this Ordinance until the effective period of the moratorium expires.

SECTION 3. ADOPTION

This ordinance, adopted by a majority vote of the County Board on roll call vote with a quorum present and voting and proper notice having been given, provides for the imposition of a moratorium on the permitting of new livestock facilities that will have 1,000 or more animal units, and on the permitting of pre-existing livestock facilities that are applying to undergo an expansion if the number of animal units kept at the expanded facility will be 1,000 or more. This moratorium does not apply to an applicant who has acquired legally vested rights by a permit issued prior to the adoption of this ordinance.

SECTION 4. DEFINITIONS

All definitions located in the Crawford County Code of Ordinances are hereby adopted and incorporated as if fully set forth herein.

SECTION 5. DURATION OF MORATORIUM

The moratorium imposed by this ordinance shall be in effect for a period of twelve (12) months following the effective date hereof. This moratorium may be extended for up to twelve (12) months by a majority vote of the Crawford County Board of Supervisors.

SECTION 6. ACTION AND STUDY DURING MORATORIUM

During the moratorium imposed by this ordinance the Crawford County Land Conservation, Planning and Zoning Committee, the Crawford County Land Conservation, Planning and Zoning Department, the Crawford County Community Development Agent, the Crawford County Department of Public Health and a "citizen representative" to be appointed by the Crawford County Board Chairman shall be formed as a "Special Study Committee". They shall study and analyze the impact of large-scale livestock facility operations. This Special Study Committee shall be charged with researching the issues associated with such operations and making recommendations to the Crawford County Land Conservation, Planning, and Zoning Committee regarding regulatory and police powers necessary to ensure the applicable regulations adequately protect the groundwater, surface water, air quality, public health and safety of residents. The Crawford County Land Conservation Committee shall make reports to the County Board as directed by the County Board with a final report within 10 months of the effective date of this ordinance.

SECTION 7. SEVERABILITY

If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

SECTION 8. CODIFICATION

This ordinance shall not be codified.

SECTION 9. EFFECTIVE DATE

This ordinance shall become effective from and after its passage and publication as required by law.

Land Conservation, Planning and Zoning

Henry Esser, Chairman
Don Dudenbostel
Kim Moret
Wade Dull
David Olson

Passed and approved this 17th day of December, 2019.

Tom Cornford
County Board Chairman

ATTEST: Janet Geisler, County Clerk

Published this day of December, 2019.
Effective this day of December, 2019.

Dave Troester, County Conservationist, addressed the Board. Dave stated that the County adopted a livestock siting ordinance over ten years ago. The ordinance regulates siting of any livestock siting facility that is over 500 animal units. One animal unit equals 1,000 pounds of animal, which is when the DNR becomes involved. There are currently two operations in the County. Roth Feeder Pigs and also one dairy farm that is between 500 and 1,000. There have been three other counties that have passed a moratorium in the last one to two years. No applications have been received regarding a proposed facility. The moratorium is looking for a pause on any applications that would be over 1,000 animal units. Any applications for 500 up to 1,000 animal unites can still be processed.

Motion by Kelley, second by Stirling to give the second reading by title only. The motion carried and the Clerk gave the second reading by title only.

Chairman Cornford asked if there was anyone who would like to address the Board. Several members of the public were allowed to address the Board regarding their concerns regarding the CAFO and their support of the Board passing the moratorium.

Supervisors questioned the Special Study Committee and would like to see the ordinance changed regarding the membership. The question was also raised about the legality of the County imposing a moratorium.

AV Roth of Roth Feeder Pigs addressed the Board regarding the proposed new facility. He discussed the number of people that would be employed and the wages paid. He also stated that the facility is one of the largest taxpayers in the township. The water quality was discussed.

Corporation Counsel Mark Peterson was questioned by the supervisors that if the County was challenged after passing the moratorium, would we be able to defend it. Mark was unsure.

Motion by Steiner, second by Russell that the ordinance be ordered engrossed and given the third reading by title only. The motion carried and the Clerk gave the third reading by title only.

Chairman Cornford stated that the ordinance having been read three several times the question is, "Shall the ordinance pass?"

Motion by Dull, second by Russell to adopt the ordinance. The Clerk called the roll with the following members voting aye: Dull, Esser, Jerrett, Kelley, Kozelka, Olson, Orr, Rocksvold, Steiner and Stirling. Voting naye: Cornford, Flansburgh, Krachey, Kuhn, Lorenz, Rogers and Russell.

Treasurer Deanne Lutz came before the Board to give a breakdown of the on-line auction of delinquent tax land. The following properties were sold:

House in Soldiers Grove	Appraised Value - \$13,500	Sale Price - \$31,500
Trailer house in Gays Mills	Appraised Value - \$1,500	Sale Price - \$18,000
5 lots in De Soto	Appraised Value - \$500	Sale Price - \$4,000

(The County had a loss of \$2,227.03 on this property due to expenses)

The Blackhawk Junction property was sold to Prairie du Chien Redevelopment Authority for \$612,000 resulting in revenue of \$220,703.75 after all expenses were paid. The total revenue from all properties was \$260,455.38.

Under new business, a member of the public addressed the Board regarding issues with law enforcement.

There being no further business to come before the Board, there was a **motion by Esser, second by Stirling to adjourn. Motion carried unanimously and the meeting adjourned.**

STATE OF WISCONSIN
(ss)
COUNTY OF CRAWFORD

I, Janet L. Geisler, Clerk of County of Crawford, State of Wisconsin, do hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of the Crawford County Board of Supervisors at the Regular Session on December 17th, 2019.

Janet L. Geisler, Crawford County Clerk